

J. CHRISTOPHER JORGENSEN, ESQ.  
STATE BAR NO. 5382  
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Las Vegas, NV 89169  
(702) 949-8200  
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*Attorneys for Defendants*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

CHRIS DAVENPORT, an individual,

Case: 2:10-cv-01609-PMP-RJJ

Plaintiff,

vs.

BANK OF AMERICA, N.A.; BAC HOME  
LOAN SERVICING LP; RECONTRUST  
COMPANY, N.A.; MERSCORP, INC., a  
Virginia corporation; MORTGAGE  
ELECTRONIC SYSTEMS, INC., a subsidiary  
of MERSCORP, INC., a Delaware corporation,  
et al.,

**ORDER CANCELING LIS PENDENS**

Defendants.

This Court granted Defendants Bank of America, N.A.'s, BAC Home Loan Servicing LP's, ReconTrust Company N.A.'s and Mortgage Electronic Registration Systems Inc.'s and Merscorp, Inc.'s ("Defendants") Motion to Dismiss on November 19, 2010, [DE 27].

Defendants further request that the lis pendens currently recorded against the subject property by Plaintiff Chris Davenport ("Plaintiff") be canceled.

The Court finds that Plaintiff recorded a Notice of Pendency of Action ("Lis Pendens") on or about August 27, 2010, in Book No. 20100827 as Instrument No. 0003327 in the real property records maintained by the Clark County Recorder. A copy of the Lis Pendens is attached hereto as Exhibit "A."

UPON CONSIDERATION of Defendants' request to cancel the Lis Pendens, and good cause appearing therefore, the Court hereby grants Defendants their requested relief and rules as follows:

3. IT IS FURTHER ORDERED, ADJUDGED and DECREED that Defendants record a properly certified copy of this cancellation order in the real property records of Clark County, Nevada within a reasonable amount of time from the date of this order's issue.

ENTERED this \_\_22nd day of November, 2010.

By Philip M. Chu  
UNITED STATES DISTRICT JUDGE

LEWIS AND ROCA LLP

By: J. CHRISTOPHER JORGENSEN, ESQ.  
3993 Howard Hughes Pkwy., Ste. 600  
Las Vegas, NV 89169  
Attorneys for Defendants

EXHIBIT “A”

EXHIBIT “A”

(4)

Inst #: 201008270003327  
Fees: \$17.00  
N/C Fee: \$0.00  
08/27/2010 03:21:10 PM  
Receipt #: 481250  
Requestor:  
CHRIS DAVENPORT  
Recorded By: JRV Pgs: 4  
DEBBIE CONWAY  
CLARK COUNTY RECORDER

APN# 125-33-306-006

11-digit Assessor's Parcel Number may be obtained at:  
<http://redrock.co.clark.nv.us/assrrealprop/owner.aspx>

NOTICE OF PENDENS AFFECTING REAL PROPERTY

**Type of Document**

(Example: Declaration of Homestead, Quit Claim Deed, etc.)

**Recording Requested By:**

CHRIS DAVENPORT

**Return Documents To:**

Name CHRIS DAVENPORT

Address 5016 N. Cimarron Road

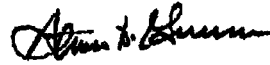
City/State/Zip Las Vegas, NV 89149

This page added to provide additional information required by NRS 111.312 Section 1-2

(An additional recording fee of \$1.00 will apply)

This cover page must be typed or printed clearly in black ink only.

Electronically Filed  
08/26/2010 05:27:40 PM



CLERK OF THE COURT

RECORDING REQUESTED BY: Plaintiff: Chris Davenport  
AND WHEN RECORDED MAIL TO:

**LISP**  
Chris Davenport  
5016 N. Cimarron Rd.  
Las Vegas, NV 89149  
702-218-1486  
cdltd@lvcn.com  
PLAINTIFF: *IN PRO PER*

SPACE ABOVE THIS LINE FOR RECORDER'S USE

DISTRICT COURT  
CLARK COUNTY, NEVADA

CHRIS DAVENPORT an individual,  
Plaintiff(s)

vs.

BANK OF AMERICA, N.A.; BAC HOME  
LOAN SERVICING, LP; RECONTRUST  
COMPANY, N.A.; MERSCORP, INC., a  
Virginia Corporation, MORTGAGE  
ELECTRONIC SYSTEMS, INC. a subsidiary  
of MERSCORP, Inc., a Delaware corporation;  
AND DOES I individuals 1 to 100, Inclusive;  
and ROES Corporations 1 to 30, Inclusive; and  
all other persons and entities unknown  
claiming any right, title, estate, lien or interest  
in the real property described in the Complaint  
adverse to Plaintiff's ownership, or any cloud  
upon Plaintiff's title thereto,

Defendants.

CASE NO.: *A-10-623853-C*

DEPARTMENT: *X*

**NOTICE OF LIS PENDENS**  
**AFFECTING REAL PROPERTY**

NOTICE: THIS LIS PENDENS IS EFFECTIVE UPON  
SERVICE OF THE PARTY REQUESTING SAME  
WHEN ISSUED AND AGAINST THE OTHER PARTY  
WHEN SERVED, AND SHALL REMAIN IN EFFECT  
FROM THE TIME OF ITS ISSUANCE UNTIL TRIAL  
OR UNTIL DISSOLVED OR MODIFIED BY THE  
COURT. DISOBEDIENCE OF THIS LIS PENDENS IS  
PUNISHABLE BY CONTEMPT.

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**TO: ALL INTERESTED PARTIES**

NOTICE IS HEREBY GIVEN pursuant to NRS Chapter 14, NRS 125.220, and NRS Chapter 608, that there is currently pending in the Judicial District Court.

The action which affects the Title to a specific parcel of real property and the right to lawful possession of the same, the property location is:

5016 N. Cimarron Rd. Las Vegas, NV 89149

And of which the legal description is as follows:

APN#125-33-306-006

Parcel Map file 22, Page 4, Lot 03, Block XX and by Certificate of record on 2/11/2005 in Book 20050211 as Inst. No. 03047 all in the office of the County Recorder for Clark County, NEVADA.

and which is identified in the complaint of this action.

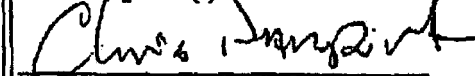
The property affected by the action is located in the County of Clark, Nevada. The natures of the claims are:

1. Violations of Unfair Lending Practices-NRS 598(D)
2. Deceptive Trade Practices
3. Wrongful Foreclosure
4. Conspiracy To Commit Fraud and Conversion
5. Conspiracy To Commit Fraud Related to MERS System
6. Inspection And Accounting
7. Unjust Enrichment
8. Quiet Title
9. Breach Of Good Faith And Fair Dealing
10. Injunctive Relief
11. Declaratory Relief
12. Rescission

NOTICE IS FURTHER GIVEN that YOU ARE HEREBY PROHIBITED AND RESTRAINED FROM; transferring, encumbering, selling or otherwise disposing of any portion of said real property without the written permission of the court.

DATED this 23 day of August, 2010.

Plaintiff Signature(s):



Chris Davenport  
5016 N. Cimarron Rd.  
Las Vegas, NV 89149  
702-218-1486  
cdltd@lvcm.com  
PLAINTIFF: IN PRO PER

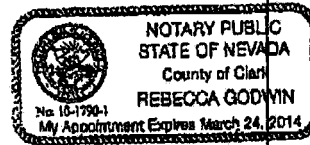
Page 2.

ACKNOWLEDGEMENT

Subscribed and sworn to before me this 23<sup>rd</sup> day of August 2010.

Signed: *Rebecca Godwin*

Seal:



NOTARY PUBLIC in and for the County of Clark, State of Nevada.

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NOTICE OF PENDANCY OF ACTION